

Robert H. Bunzel, State Bar No. 99395  
 C. Griffith Towle, State Bar No. 146401  
 Gisu Sadaghiani, State Bar No. 240630  
 BARTKO, ZANKEL, TARRANT & MILLER  
 A Professional Corporation  
 900 Front Street, Suite 300  
 San Francisco, California 94111  
 Telephone: (415) 956-1900  
 Facsimile: (415) 956-1152

Attorneys for Plaintiff  
 VECTREN COMMUNICATIONS SERVICES, INC.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

VECTREN COMMUNICATIONS SERVICES, INC., an Indiana corporation,  Plaintiff,  v.  CITY OF ALAMEDA, acting by and through Alameda Power & Telecom,  Defendant.	) No. C 08-3137 SI ) ) <b>STIPULATION AND [PROPOSED]</b> ) <b>ORDER GRANTING LEAVE TO</b> ) <b>EXTEND THE DATE FOR FACT</b> ) <b>DISCOVERY, AND EXTEND THE</b> ) <b>DATE FOR MEDIATION</b> ) ) ) Complaint Filed: June 30, 2008 ) Trial Date: February 8, 2010
---	--

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

WHEREAS, pursuant to the Pre-Trial Preparation Order dated February 19, 2009 (Dkt. 42), non-expert discovery cut-off was set at July 31, 2009, and mediation was to occur in May 2009;

WHEREAS, pursuant to Order dated March 11, 2009 (Dkt. 47) approved the filing of an Amended and Supplemental Complaint, fact discovery cut-off was extended to August 30, 2009 as to new matters set forth in the First Amended and Supplemental Complaint; and

///

///

WHEREAS the parties are diligently involved in the ongoing discovery process, and believe that extending the mediation date until mid-July 2009<sup>1</sup> and the fact discovery cut-off as to all matters in the case until August 31, 2009 is in the interests of justice and efficiency.

NOW THEREFORE:

IT IS THEREBY STIPULATED by and between the parties, subject to the approval of the Court, that (i) the fact discovery cut-off as to all matters be extended to August 31, 2009, and (ii) mediation occur by mid-July 2009.

SO STIPULATED.

Dated: May 1, 2009

BARTKO ZANKEL TARRANT & MILLER, a  
Professional Corporation

By: /s/Gisu Sadaghiani  
Gisu Sadaghiani  
Attorneys for Plaintiffs

Dated: May 1, 2009

WULFSBERG REESE COLVIG & FIRSTMAN

By: /s/Gregory R. Aker  
Gregory R. Aker  
Attorneys for Defendants

IT IS SO ORDERED:

Dated: \_\_\_\_\_, 2009



Hon. Susan Illston  
United States District Judge

<sup>1</sup> The parties have selected a mediator and have a July 2009 date for the mediation.